

DISTRICT COURT  
**FILED**

SEP - 1 2011

SALLY HOWE SMITH, COURT CLERK  
STATE OF OKLA. TULSA COUNTYIN THE DISTRICT COURT IN AND FOR TULSA COUNTY  
STATE OF OKLAHOMADARRELL ADAMS, both individually  
and as Special Administrator of the Estate  
of TROY ADAMS, deceased,

Plaintiff,

v.

APAC, Inc; APAC-Oklahoma, Inc.; and  
APAC SECURITY,

Defendants.

Case No. **CI-2011-04879****LINDA G. MORRISSEY**

Judge \_\_\_\_\_

Jury Trial Requested

Attorney Lien Claimed

PETITION FOR WRONGFUL DEATH

Plaintiff, Darrell Adams, both individually and as Special Administrator of the Estate of Troy Adams ("Troy"), deceased, for his causes of action against the Defendants, alleges and states as follows:

PARTIES, JURISDICTION AND VENUE

1. This is a wrongful death action arising out of an auto collision. Plaintiff asserts claims under theories of negligence and/or gross negligence.
2. At all times material hereto, Plaintiff Darrell Adams ("Darrell Adams" or "Plaintiff") is and was a citizen and resident of Pawnee County, Oklahoma. Darrell Adams is the biological father of Troy Adams, deceased. Mr. Adams is also the Special Administrator of the Estate of Troy Adams, deceased.
3. At all times material hereto, Plaintiff Troy Adams ("Troy Adams" or "Estate of Troy Adams") was a citizen and resident of Pawnee County, Oklahoma.
4. At all times material hereto, Defendant APAC, Inc. was both registered and conducting

**EXHIBIT**

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business within the State of Oklahoma. APAC, Inc. may be served with process by and through its registered agent, The Corporation Company, 1833 S. Morgan Road, Oklahoma City, Oklahoma 73128.

5. At all times material hereto, Defendant APAC-OKLAHOMA, Inc. was both registered and conducting business within the State of Oklahoma. APAC-OKLAHOMA, Inc. may be served with process by and through its registered agent, The Corporation Company, 120 North Robinson, Suite 735, Oklahoma City, Oklahoma 73102.
6. Upon information and belief, Defendant APAC Security is a subsidiary and/or independent contractor of Defendant APAC doing business in Tulsa County, Oklahoma.
7. Defendants APAC, Inc., APAC-OKLAHOMA, Inc., or its affiliated entities may be collectively referred to herein as "APAC".
8. All acts, omissions and occurrences complained of herein occurred in Tulsa County, State of Oklahoma.
9. Based upon the foregoing, this Court has subject matter jurisdiction over the claims asserted herein and venue is proper in Tulsa County District Court.

#### STATEMENT OF OPERATIVE FACTS

10. Plaintiff incorporates paragraphs 1 through 9 herein as if set forth verbatim.
11. On or about September 5, 2009, Troy Adams, and three (3) other individuals in the same vehicle,<sup>1</sup> were traveling North on North 129<sup>th</sup> East Avenue in Tulsa, Oklahoma. Due to improper barriers, lack of guarding and virtually no warnings, the vehicle in which Troy

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<sup>1</sup>For purposes of this Petition and lawsuit, Plaintiff contends that a dispute remains as to exactly who was actually driving the vehicle at issue in this fatal collision.

Adams was a passenger, drove through a dead end, T-type intersection, drove over some rocks on an APAC roadway and ultimately careened over the edge of APAC's quarry, launching Adams' truck several hundred feet to the bottom of the quarry.

12. Defendant APAC was well aware of the extremely dangerous and hazardous nature of this intersection and roadway on their property and the fatal collision complained of herein was clearly foreseeable. In fact, APAC was aware of at least one or more other fatal auto collisions at this same location, prior to the incident at issue in this lawsuit.
13. APAC negligently maintained their property at issue by their gross failure to provide adequate barriers to prohibit vehicles from traveling through this intersection and over the edge of their quarry cliff. Further, APAC failed to properly guard this known hazardous location to avoid Troy Adams, and others, from unknowingly driving onto the APAC roadway and ultimately over the quarry's edge. And, APAC provided little or no adequate warnings of the extremely dangerous quarry pit that was located just past this dead end intersection.
14. As a direct and proximate result of APAC's negligence, Troy Adams, Andrea Merriman and Marcus Gaches all perished as a direct and proximate cause of APAC's negligence and/or gross negligence. A fourth passenger in the vehicle, Amanda Stone, survived the crash, but sustained severe bodily injuries as a result thereof.
15. As a direct and proximate result of APAC's actions and/or failure to act, Troy Adams died at the scene of the accident described herein. As such, Plaintiff sustained property damage, and other pecuniary and non-pecuniary damages, including, but not limited to, medical expenses, pain and suffering prior to Troy Adams' death, funeral and burial

expenses, the total loss of Troy Adams' services, care, love, affection and consortium, all of which were and are of great value to Plaintiff and the Decedent's other surviving family members. Plaintiff has further lost the value of Troy Adams' earnings for the balance of his anticipated lifetime.

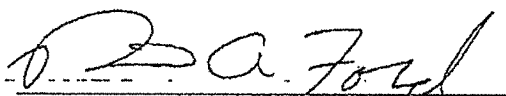
**CLAIM FOR RELIEF - NEGLIGENCE / GROSS NEGLIGENCE**

16. Plaintiff incorporates paragraphs 1 through 15 herein as if set forth verbatim.
17. Defendants owe Plaintiff and the public at large a duty of reasonable care while operating and maintaining their rock quarry. At the time of the collision described herein, APAC breached this duty of care by failing to maintain and operate its rock quarry in a safe and proper manner. Such actions and/or failure to act constitutes negligence.
18. As a direct and proximate cause of APAC's actions and/or failure to act, Troy Adams died at the scene of the accident described herein. As such, Plaintiff sustained property damage, and other pecuniary and non-pecuniary damages, including, but not limited to, medical expenses, pain and suffering prior to Troy Adams' death, funeral and burial expenses, the total loss of Troy Adams' services, care, love, affection and consortium, all of which were and are of great value to Plaintiff and the Decedent's other surviving family members. Plaintiff has further lost the value of Troy Adams' earnings for the balance of his anticipated lifetime. Such damages are estimated to be in an amount in excess of \$75,000.00.
19. Defendants' actions and/or failure to act constitute gross negligence and a wanton and reckless disregard for the safety and health of Troy Adams, the other Decedents and Amanda Stone. As such, Plaintiff seeks an award of exemplary damages to punish

Defendants for their conduct and to act as a safeguard for the public at large by deterring similar conduct in the future.

WHEREFORE, Plaintiff respectfully requests that the Court grant judgment against the Defendants on all of Plaintiff's claims and grant judgment for all actual, compensatory and non-pecuniary damages in an amount in excess of seventy-five thousand dollars (\$75,000.00); award exemplary damages against Defendants which shall punish them and serve as a deterrent for similar conduct in the future; plus award Plaintiff their fees and costs incurred in this action; and all other relief the Court deems to be just and equitable.

Respectfully Submitted,



Richard A. Ford, OBA No #16498  
Ford Law Firm, PLLC  
1800 S. Baltimore - Suite 910  
Tulsa, Oklahoma 74119  
(918) 392-3440  
(918) 583-6602 facsimile

And

Phillip C. Hawkins, OBA No. #15139  
Hawkins Law Firm  
1800 S. Baltimore - Suite 910  
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ATTORNEYS FOR PLAINTIFFS

IN THE DISTRICT COURT WITHIN AND FOR TULSA COUNTY  
STATE OF OKLAHOMA

DISTRICT COURT  
**FILED**

SEP 26 2011

DARRELL ADAMS, both individually and as Special  
Administrator of the Estate of TROY ADAMS,  
deceased,

PLAINTIFF,

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DEFENDANTS

SALLY HOWE SMITH, COURT CLERK  
STATE OF OKLA. TULSA COUNTY

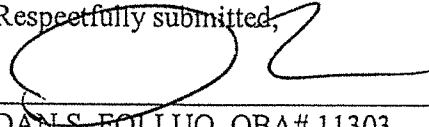
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Judge Linda G. Morrissey

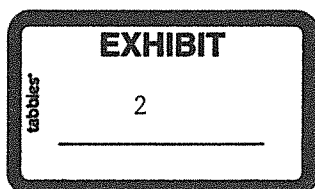
**ENTRY OF APPEARANCE AS COUNSEL FOR  
APAC, INC., APAC-OKLAHOMA, INC. AND APAC SECURITY**

COMES NOW Dan S. Folluo of the Law Firm of Rhodes, Hieronymus, Jones, Tucker &  
Gable and enters his appearance as counsel of record for the Defendant, APAC, Inc., APAC-  
Oklahoma, Inc. and APAC Security pursuant to Title 12 O.S. §2005.2(a).

Respectfully submitted,

By

  
DAN S. FOLLUO, OBA# 11303  
[dfolluo@rhodesokla.com](mailto:dfolluo@rhodesokla.com)  
WILLIAM T. McKEE, OBA #15305  
[wmckee@rhodesokla.com](mailto:wmckee@rhodesokla.com)  
RANDALL E. LONG, OBA #22216  
[rlong@rhodesokla.com](mailto:rlong@rhodesokla.com)  
RHODES, HIERONYMUS, JONES,  
TUCKER & GABLE  
P.O. Box 21100  
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(918) 592-3390 Facsimile  
ATTORNEYS FOR DEFENDANT  
APAC, INC.

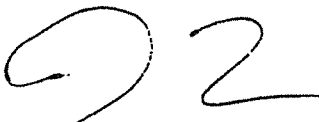


CERTIFICATE OF MAILING

I, hereby certify that on this 26<sup>th</sup> day of September, 2011, I caused to be mailed a true and correct copy of the within and foregoing instrument to:

Mr. Richard A. Ford, OBA #16498  
Ford Law Firm, PLLC  
1800 South Baltimore, Suite 910  
Tulsa, Oklahoma 74119

Mr. Phillip C. Hawkins, OBA #15139  
Hawkins Law Firm  
1800 South Baltimore, Suite 910  
Tulsa, Oklahoma 74119

  
\_\_\_\_\_  
DAN S. FOLLUO/WILLIAM T. McKEE/  
RANDALL E. LONG

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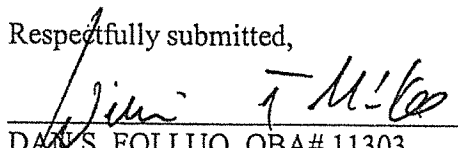
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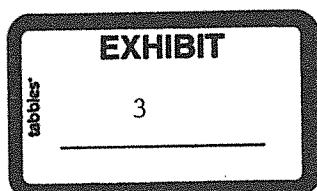
**ENTRY OF APPEARANCE AS COUNSEL FOR  
APAC, INC., APAC-OKLAHOMA, INC. AND APAC SECURITY**

COMES NOW William T. McKee of the Law Firm of Rhodes, Hieronymus, Jones, Tucker &  
Gable and enters his appearance as counsel of record for the Defendant, APAC, Inc., APAC-  
Oklahoma, Inc. and APAC Security pursuant to Title 12 O.S. §2005.2(a).

Respectfully submitted,

By

  
DAN S. FOLLUO, OBA# 11303  
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[wmckee@rhodesokla.com](mailto:wmckee@rhodesokla.com)  
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ATTORNEYS FOR DEFENDANT  
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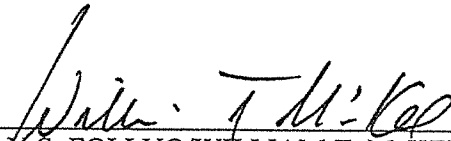


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DAN S. FOLLUO/WILLIAM T. McKEE/  
RANDALL E. LONG

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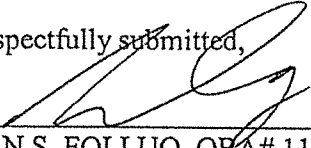
Judge Linda G. Morrissey

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COMES NOW Randall E. Long of the Law Firm of Rhodes, Hieronymus, Jones, Tucker &  
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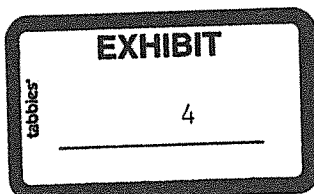
Tulsa, Oklahoma 74121-1100

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ATTORNEYS FOR DEFENDANT

APAC, INC.



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SEP 27 2011  
SALLY HOWE SMITH, COURT CLERK  
STATE OF OKLA. TULSA COUNTY

**AMENDED ENTRY OF APPEARANCE AS COUNSEL FOR APAC, INC.**

COMES NOW Dan S. Folluo of the Law Firm of Rhodes, Hieronymus, Jones, Tucker & Gable and enters his appearance as counsel of record for the Defendant, APAC, Inc., pursuant to Title 12 O.S. §2005.2(a).

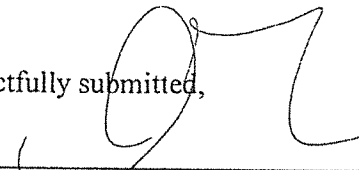
Counsel would state a prior Entry of Appearance as Counsel filed by counsel mistakenly included entities APAC-Oklahoma, Inc. and APAC Security. At this time, Counsel has not been retained to represent APAC-Oklahoma, Inc. or APAC Security and, therefore, is not entering an appearance as counsel for either entity.

**EXHIBIT**

5

Respectfully submitted,

By

  
\_\_\_\_\_  
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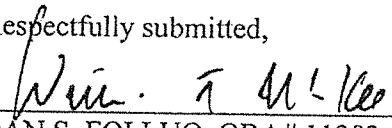
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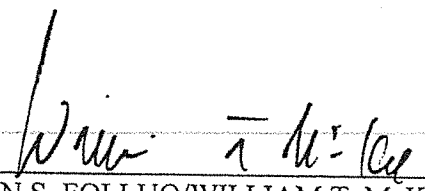
  
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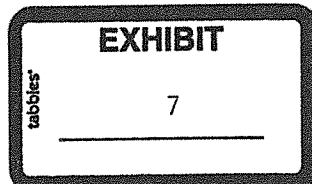
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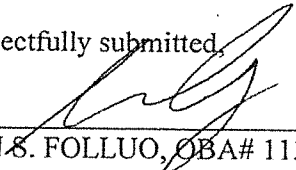
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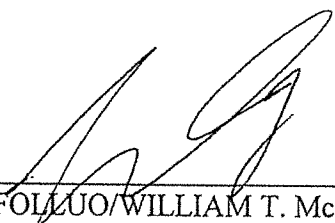
  
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**ATTORNEYS FOR DEFENDANT**  
**APAC, INC.**

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I, hereby certify that on this 2<sup>nd</sup> day of September, 2011, I caused to be mailed a true and correct copy of the within and foregoing instrument to:

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1800 South Baltimore, Suite 910  
Tulsa, Oklahoma 74119

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SECURITY

Defendants.

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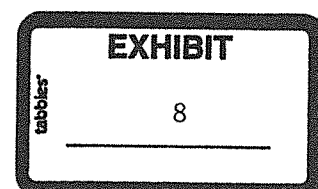
DEFENDANT APAC, INC.'S ANSWER TO PLAINTIFF'S PETITION

COMES NOW the Defendant, APAC, Inc., and for its Answer to Plaintiff's Petition would state as follows:

1. Defendant has insufficient information to either admit or deny the allegations contained in paragraph 1 of Plaintiff's Petition and, therefore, denies same, demanding strict proof thereof by a preponderance of the evidence.

2. Defendant has insufficient information to either admit or deny the allegations contained in paragraph 2 of Plaintiff's Petition and, therefore, denies same, demanding strict proof thereof by a preponderance of the evidence.

3. Defendant has insufficient information to either admit or deny the allegations contained in paragraph 3 of Plaintiff's Petition and, therefore, denies same, demanding strict proof thereof by a preponderance of the evidence.



4. Defendant denies that it was conducting business within the State of Oklahoma. Defendant would state that it is a Delaware Corporation with its principle place of business in Georgia.

5. Defendant denies the allegations contained in paragraph 5 of Plaintiff's Petition. Plaintiff would further state after the accident of September 5, 2009 but prior to the filing of the Adams law suit on September 1, 2011, APAC-Oklahoma, Inc. was merged with McClinton-Anchor and Arkola Sand and Gravel into APAC-Central, Inc. APAC-Central, Inc. is a Delaware corporation. Its headquarters is located in Arkansas. Its officers direct, control, and coordinate its operation from its headquarters in Arkansas.

6. Defendant has insufficient information to either admit or deny the allegations contained within paragraph 6 of Plaintiff's Petition and, therefore, denies same, demanding strict proof thereof by a preponderance of the evidence.

7. Defendant denies that the three entities identified by Plaintiffs should be referred to collectively as "APAC."

8. Defendant denies that it committed any act or omission in Tulsa County, State of Oklahoma and, therefore, demands strict proof thereof by a preponderance of the evidence. Defendant does admit that Troy Adams caused a fatality accident in Tulsa County, State of Oklahoma.

9. Defendant admits that jurisdiction and venue are proper before this Court.

10. No response is needed to paragraph 10 of Plaintiff's Petition; however, to the extent a response is necessary, Defendant denies any allegations therein and, therefore, demands strict proof thereof by a preponderance of the evidence.

11. Defendant denies that Troy Adams was a passenger in a vehicle that was involved in a fatality accident on or about September 5, 2009. Defendant would further state that Troy Adams negligently operated the vehicle in such a matter as to cause the vehicle to crash through several barricades and ultimately careened over the edge of the quarry operated by Defendant, APAC-Central, Inc. Defendant expressly denies the remaining allegations contained within paragraph 11 of Plaintiff's Petition and, therefore, demands strict proof thereof by a preponderance of the evidence.

12. Defendant expressly denies the allegations as contained within paragraph 12 of Plaintiff's Petition and, therefore, demands strict proof thereof by a preponderance of the evidence.

13. Defendant expressly denies the allegations contained in paragraph 13 of Plaintiff's Petition and, therefore, demands strict proof thereof by a preponderance of the evidence.

14. Defendant admits that Troy Adams, Andrea Merriman and Marcus Gaches all perished and that Amanda Stone survived the crash. Defendant expressly denies the remaining allegations contained within paragraph 14 of Plaintiff's Petition and, therefore, demands strict proof thereof by a preponderance of the evidence.

15. Defendant expressly denies the allegations contained in paragraph 15 of Plaintiff's Petition and, therefore, demands strict proof thereof by a preponderance of the evidence.

16. No response is needed to paragraph 10 of Plaintiff's Petition; however, to the extent a response is necessary, Defendant denies any allegations therein and, therefore, demands strict proof thereof by a preponderance of the evidence.

17. Defendant expressly denies the allegations contained in paragraph 17 of Plaintiff's Petition and, therefore, demands strict proof thereof by a preponderance of the evidence.

18. Defendant expressly denies the allegations contained in paragraph 18 of Plaintiff's Petition and, therefore, demands strict proof thereof by a preponderance of the evidence.

19. Defendant expressly denies the allegations contained in paragraph 19 of Plaintiff's Petition and, therefore, demands strict proof thereof by a preponderance of the evidence.

#### **AFFIRMATIVE DEFENSES**

1. Plaintiff's injuries were caused by the negligence of Plaintiff's decedent, Troy Adams, and were not the result of any action/inaction of this Defendant.

2. Plaintiff has failed to state a claim against this Defendant upon which relief may be granted.

3. Should this Defendant be found to have acted in a negligent manner, which is not admitted but it is expressly denied, Defendant states that Plaintiff's decedent was negligent and that his negligence exceeded that of the Defendant herein so as to bar recovery.

4. Defendant expressly denies that it acted negligently in anyway.

5. Plaintiff's injuries were caused the negligent actions/inactions of a third party over which this Defendant has no control.

6. Should this Defendant be found to have acted negligently, which is not admitted but is expressly denied, Defendant states that its negligence merely established a condition. Defendant further states that the condition was not the proximate cause of Plaintiff's decedent injuries and/or damage. Defendant states that Plaintiff's decedent had the last clear chance to avoid the subject accident and that Plaintiff's decedent's failure to do so was the proximate cause of Plaintiff's injuries and damages.

7. Plaintiff's decedent had knowledge and appreciated certain dangers and risks involved in the activity in which he was involved at the time of his injury. Plaintiff's decedent voluntarily exposed himself to those risks and dangers so as to bar recovery from this Defendant.

8. Plaintiff's prayer for punitive damages violates the Constitution for the State of Oklahoma as well as the Constitution for the United States of America.

9. Defendant denies that it owed any affirmative duty to Plaintiff's decedent other than to not intentionally harm or cause injury to Plaintiff's decedent.

10. Defendant states that this Defendant did not own, operate, maintain or in any way control the property identified by Plaintiff in his Petition and, therefore, owed no duty to Plaintiff's decedent.

11. The present lawsuit should be dismissed for Plaintiff's failure to comply with 12 O.S. § 2008, as amended.

12. Plaintiff's claims are barred, in whole or in part, by operation of the equitable doctrine of estoppel and laches.

13. By way of further defense, including in the alternative, the condition about which Plaintiff now complains was clearly open and obvious. Therefore, Plaintiff is precluded from recovering against this Defendant.

14. Plaintiff's comparative negligence bars any action against this Defendant.

15. Plaintiff has failed to join an indispensable party in whose absence a complete and just adjudication will be impossible.

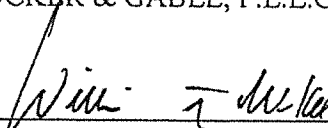
16. Defendant specifically reserves the right to amend this Answer and defenses presented herein through the conclusion of discovery.

WHEREFORE, premises considered, Defendant APAC, Inc., respectfully prays this Court enter judgment in its favor, and against Plaintiff, and that Plaintiff take nothing by way of this action. Defendant further prays that this Court enter an order awarding it its reasonable attorney fees and costs and for any such other further relief as this Court may deem just under the circumstances.

Respectfully submitted,

RHODES, HIERONYMUS, JONES,  
TUCKER & GABLE, P.L.L.C.

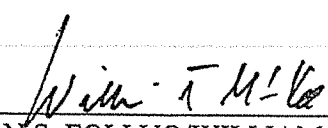
By

  
\_\_\_\_\_  
DAN S. FOLLUO, OBA #11303  
[dfolluo@rhodesokla.com](mailto:dfolluo@rhodesokla.com)  
WILLIAM T. MCKEE, OBA #15305  
[BMCKEE@RHODESOKLA.COM](mailto:BMCKEE@RHODESOKLA.COM)  
P.O. Box 21100  
Tulsa, Oklahoma 74121-1100  
Telephone: (918) 582-1173  
Facsimile: (918) 592-3390  
*Attorneys for Defendant, APAC, Inc.*

CERTIFICATE OF MAILING

I hereby certify that on this 26<sup>th</sup> day of September, 2011, I caused to be mailed a true and correct copy of the within and foregoing instrument to:

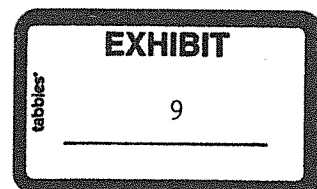
Richard A. Ford  
Phillip C. Hawkins  
1800 South Baltimore, Suite 910  
Tulsa, Oklahoma 74119  
*Attorneys for Plaintiffs*

  
\_\_\_\_\_  
DAN S. FOLLUO/WILLIAM T. MCKEE

**DECLARATION**

I, M. Craig Hall, am over twenty-one (21) years of age, have never been convicted of a felony or crime of moral turpitude, and state the following facts based upon personal knowledge and a review of company records.

1. I am the Deputy General Counsel of Oldcastle, Inc.
2. Oldcastle, Inc. is an affiliated company of APAC, Inc. and APAC Central, Inc.
3. In the case styled *Estate of Troy Adams vs. APAC, Inc., APAC-Oklahoma, Inc., and APAC Security*, pending in the District Court of Tulsa County, State of Oklahoma, Case No: CJ-2011-4879 ("Plaintiff's Petition"); Plaintiffs allege that APAC, Inc., APAC-Oklahoma, Inc. and APAC Security negligently maintained their property in failing to properly guard their property, resulting in the death of Troy Adams.
4. APAC, Inc. is a Delaware corporation. Its headquarters is located in Georgia. Its officers direct, control, and coordinate its operation from its headquarters in Georgia.
5. APAC, Inc. does not own the property in question, did not own the property at the time of the accident and has never owned or operated the quarry as alleged in Plaintiff's Petition.
6. APAC-Oklahoma, Inc. was a Delaware corporation with its principal place of



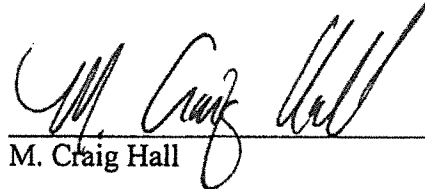
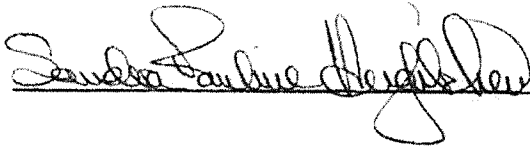


business in Tulsa, Oklahoma.

7. After the accident of September 5, 2009 but prior to the filing of the Plaintiff's Petition on September 1, 2011, APAC-Oklahoma, Inc. was merged with APAC-Arkansas, Inc. into APAC-Central, Inc.
8. APAC-Central, Inc. is a Delaware corporation. Its headquarters is located in Arkansas. Its officers direct, control, and coordinate its operation from its headquarters in Arkansas.
9. At the time the Plaintiff's Petition was filed, the only entity in existence was APAC-Central, Inc.
10. There is no such entity identified by Plaintiff's Petition as APAC Security that has ever owned, operated or in any way been involved with the quarry operation identified in Plaintiff's Petition.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and belief.

Dated: September 28, 2011

  
M. Craig Hall

IN THE DISTRICT COURT IN AND FOR TULSA COUNTY  
STATE OF OKLAHOMA

DARRELL ADAMS, both individually and  
as Special Administrator of the Estate of  
TROY ADAMS, deceased,  
Plaintiff(s)

vs.

Case Number: CJ-2011-4879  
Judge Morrissey

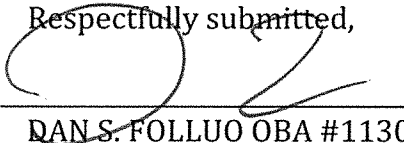
1. APAC, INC.;  
2. APAC-Oklahoma, Inc.; and  
3. APAC SECURITY.  
Defendant(s)

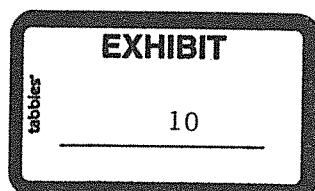
**NOTICE TO STATE COURT OF REMOVAL TO FEDERAL COURT**

Pursuant to 28 U.S.C. §1446(d), Defendant APAC, Inc., hereby gives notice of the filing of Notice of Removal of the above captioned matter proceeding with the office of the clerk with the United States District Court for the Northern District of Oklahoma. Attached hereto as Exhibit "1" is a copy of the Notice of Removal so filed. No further action need be taken by this Court, other than forwarding a complete copy of the record of this action to the United States District Court, unless and until this action is remanded to this Court. *See* 28 USC §1446(d).

Respectfully submitted,

By

  
DAN S. FOLLUO OBA #11303  
[dfolluo@rhodesokla.com](mailto:dfolluo@rhodesokla.com)  
WILLIAM T. McKEE OBA #15305  
[bmckee@rhodesokla.com](mailto:bmckee@rhodesokla.com)  
RANDALL E. LONG OBA #22216  
[rlong@rhodesokla.com](mailto:rlong@rhodesokla.com)  
Rhodes, Hieronymus, Jones, Tucker, and  
Gable  
P.O. Box 21100  
Tulsa, OK 74121-1100  
(918) 582-1173  
(918) 592-3390 (facsimile)  
ATTORNEYS FOR APAC, INC.



CERTIFICATE OF MAILING

I, hereby certify that on this 30 day of September, 2011, I caused to be mailed a true and correct copy of the within and foregoing instrument to:

Mr. Richard A. Ford, OBA #16498  
Ford Law Firm, PLLC  
1800 South Baltimore, Suite 910  
Tulsa, Oklahoma 74119

Mr. Phillip C. Hawkins, OBA #15139  
Hawkins Law Firm  
1800 South Baltimore, Suite 910  
Tulsa, Oklahoma 74119

A handwritten signature in black ink, consisting of a large, stylized 'D' followed by a series of loops and a final horizontal stroke.

DAN S. FOLLUO/WILLIAM T. McKEE

**IN THE DISTRICT COURT IN AND FOR TULSA COUNTY, OKLAHOMA**

DARRELL ADAMS, SPECIAL ADMINISTRATOR Plaintiff, and ESTATE OF TROY ADAMS, Plaintiff, v. APAC INC, Defendant, and APAC OKLAHOMA INC, Defendant, and APAC SECURITY, Defendant.	No. CJ-2011-4879 (Civil relief more than \$10,000; NEGLIGENCE (GENERAL)) Filed: 09/01/2011 Judge: Morrissey, Linda G.
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**Parties**

ADAMS, DARRELL , Plaintiff  
 APAC INC , Defendant  
 APAC OKLAHOMA INC , Defendant  
 APAC SECURITY , Defendant  
 ESTATE OF TROY ADAMS , Plaintiff

**Attorneys****Attorney**

FOLLUO, DAN S(Bar # 11303)  
 RHODES, HIERONYMUS, JONES, TUCKER & GABLE  
 PO BOX 21100  
 TULSA, OK 74121

**Represented Parties**

FORD, RICHARD ALLEN(Bar # 16498)  
 FORD LAW FIRM PLLC  
 1800 S BALTIMORE, SUITE 910  
 TULSA, OK 74119

ADAMS, DARRELL  
 ESTATE OF TROY ADAMS,

LONG, RANDALL E(Bar # 22216)  
 P.O. BOX 21100  
 TULSA, OK 74121

McKee, William T.(Bar # 15305)  
 PO BOX 21100  
 TULSA, OK 74121

**Events**

Event	Party	Docket	Reporter
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**Issues**

For cases filed before 1/1/2000, ancillary issues may not appear except in the docket.

**Issue # 1.**

Issue: NEGLIGENCE (GENERAL) (NEGL)

Filed by: ADAMS, DARRELL

Filed Date: 09/01/2011

**Disposition Information:**

**Party Name:**

**Defendant:** APAC INC

Pending.

**EXHIBIT**

11

**Defendant:** APAC OKLAHOMA INC

Pending.

**Defendant:** APAC SECURITY

Pending.

**Issue # 2.**

Issue: NEGLIGENCE (GENERAL) (NEGL)

Filed by: ESTATE OF TROY ADAMS

Filed Date: 09/01/2011

**Party Name:****Disposition Information:****Defendant:** APAC INC

Pending.

**Defendant:** APAC OKLAHOMA INC

Pending.

**Defendant:** APAC SECURITY

Pending.

**Docket**

Date	Code	Count	Party	Serial #	Entry Date	User Name		
09-01-2011	TEXT	1		79031308	Sep 1 2011 3:46:01:547PM	OSCN\CarolynCarter	-	\$ 0.00
								CIVIL RELIEF MORE THAN \$10,000 INITIAL FILING.
09-01-2011	NEGL	-		79031310	Sep 1 2011 3:46:01:587PM	OSCN\CarolynCarter	Realized	\$ 0.00
								NEGLIGENCE (GENERAL)
09-01-2011	DMFE	-		79031311	Sep 1 2011 3:46:01:597PM	SYSTEM\Autodocket	Realized	\$ 2.00
								DISPUTE MEDIATION FEE(\$ 2.00)
09-01-2011	PFE1	-		79031312	Sep 1 2011 3:50:39:117PM	OSCN\DebbieJoshlin	Realized	\$ 163.00
								PETITION(\$ 163.00)
								 Document Available at Court Clerk's Office (#1016392675)
09-01-2011	PFE7	-		79031313	Sep 1 2011 3:46:01:597PM	SYSTEM\Autodocket	Realized	\$ 6.00
								LAW LIBRARY FEE(\$ 6.00)
09-01-2011	OCISR	-		79031314	Sep 1 2011 3:46:01:597PM	SYSTEM\Autodocket	Realized	\$ 25.00
								OKLAHOMA COURT INFORMATION SYSTEM REVOLVING FUND(\$ 25.00)
09-01-2011	LTF	-		79031315	Sep 1 2011 3:46:01:807PM	OSCN\CarolynCarter	Realized	\$ 10.00
								LENGTHY TRIAL FUND(\$ 10.00)
09-01-2011	SMF	-		79031316	Sep 1 2011 3:46:25:137PM	OSCN\CarolynCarter	Realized	\$ 10.00
								SUMMONS FEE (CLERKS FEE) -2-(\$ 10.00)
09-01-2011	SMIMA	-		79031317	Sep 1 2011 3:46:29:547PM	OSCN\CarolynCarter	Realized	\$ 0.00
								SUMMONS ISSUED - MAILED BY ATTORNEY -2-
09-01-2011	TEXT	-		79031309	Sep 1 2011 3:46:01:567PM	OSCN\CarolynCarter	-	\$ 0.00
								OCIS HAS AUTOMATICALLY ASSIGNED JUDGE MORRISSEY, LINDA G. TO THIS CASE.

- OCIS Case Summary for CJ-2011-4879- ADAMS, DARRELL v. APAC INC (Tulsa Cou... Page 3 of 4

09-01-2011	ACCOUNT	-	79031327	Sep 1 2011 3:46:51:587PM	OSCN\CarolynCarter	-	\$ 0.00
RECEIPT # 2011-2193891 ON 09/01/2011. PAYOR:FORD LAW FIRM TOTAL AMOUNT PAID: \$216.00. LINE ITEMS: CJ-2011-4879: \$173.00 ON AC01 CLERK FEES. CJ-2011-4879: \$6.00 ON AC23 LAW LIBRARY FEE. CJ-2011-4879: \$2.00 ON AC64 DISPUTE MEDIATION FEES. CJ-2011-4879: \$25.00 ON AC79 OCIS REVOLVING FUND. CJ-2011-4879: \$10.00 ON AC81 LENGTHY TRIAL FUND.							
09-26-2011	EAA	-	APAC INC	79246003	Sep 26 2011 4:25:28:953PM	OSCN\PatriciaLawson	\$ 0.00
ENTRY OF APPEARANCE AS COUNSEL FOR APAC, INC, APAC-OKLAHOMA, INC AND APC SECURITY// WILLIAM T MCKEE ENTERS AS COUNSEL// COVER SHEET// CERTIFICATE OF MAILING <u>Document Available at Court Clerk's Office (#1016705725)</u>							
09-26-2011	EAA	-	APAC INC	79246124	Sep 26 2011 4:27:02:673PM	OSCN\PatriciaLawson	\$ 0.00
ENTRY OF APPEARANCE AS COUNSEL FOR APAC, INC., APAC-OKLAHOMA, INC. AND APAC SECURITY// DAN S FOLLUO ENTERS AS COUNSEL <u>Document Available at Court Clerk's Office (#1016705721)</u>							
09-26-2011	A	-	APAC INC	79246144	Sep 26 2011 4:27:39:753PM	OSCN\CarolynKindley	\$ 0.00
DEFENDANT APAC, INC'S ANSWER TO PLAINTIFF'S PETITION / CERTIFICATE OF MAILING <u>Document Available at Court Clerk's Office (#1016705211)</u>							
09-26-2011	EAA	-	APAC INC	79246154	Sep 26 2011 4:28:02:313PM	OSCN\PatriciaLawson	\$ 0.00
ENTRY OF APPEARANCE, AS COUNSEL FOR APAC, INC. APAC-OKLAHOMA, INC. AND APAC SECURITY// RANDALL E LONG ENTERS AS COUNSEL// COVER SHEET// CERTIFICATE OF SERVICE <u>Document Available at Court Clerk's Office (#1016705717)</u>							
09-27-2011	AM	-	APAC INC	79260138	Sep 27 2011 4:17:50:980PM	OSCN\PatriciaLawson	\$ 0.00
AMENDED ENTRY OF APPEARANCE AS COUNSEL FOR APAC INC/CERTIFICATE OF MAILING <u>Document Available at Court Clerk's Office (#1016701215)</u>							
09-27-2011	AM	-	APAC INC	79260284	Sep 27 2011 4:24:23:380PM	OSCN\PatriciaLawson	\$ 0.00
AMENDED ENTRY OF APPEARANCE AS COUNSEL FOR APAC, INC// CERTIFICATE OF MAILING <u>Document Available at Court Clerk's Office (#1016701211)</u>							
09-27-2011	AM	-	APAC INC	79260300	Sep 27 2011 4:24:58:940PM	OSCN\PatriciaLawson	\$ 0.00
AMENDED ENTRY OF APPEARANCE AS COUNSEL FOR APAC, INC.// CERTIFICATE OF MAILING <u>Document Available at Court Clerk's Office (#1016701207)</u>							

**Balances**

Party	Costs Due	Costs Paid	Balance Due	Cash Bonds	Bond Forf.	Overpayments	Holding
ADAMS, DARRELL	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
ESTATE OF TROY ADAMS	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
APAC SECURITY	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
APAC INC	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
APAC OKLAHOMA INC	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Generic Party	\$ 216.00	\$ 216.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Totals	\$ 216.00	\$ 216.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00

Report Generated by The Oklahoma Court Information System at September 30, 2011 14:53 PM

End of Transmission.

I, Sally Howe Smith, Court Clerk for Tulsa County, Oklahoma,  
hereby certify that the foregoing is a true, correct and full  
copy of the instrument herewith set out as appears on record  
in the Court Clerk's Office of Tulsa County, Oklahoma, this

SEP 30 2011

By

Deputy